

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
P.O. BOX 2000, SACRAMENTO, CA 95812-2000  
(916) 657-2170

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

**PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1999**

**OWNER OF RECORD:** MONTECITO WATER DISTRICT

C CHARLES EVANS  
PO BOX 5037  
SANTA BARBARA, CA 93150-5037

**STATEMENT NO:** S000355

**SOURCE:** FOX CREEK  
**TRIBUTARY TO:** SANTA YNEZ RIVER  
**COUNTY:** SANTA BARBARA  
**DIVERSION**  
**WITHIN:**  $\frac{1}{4}$  OF  $\frac{1}{4}$  SECTION 29, T5N, R25W, SB&M.

**TELEPHONE NUMBER:**  
(805) 969-2271

**YEAR OF FIRST USE:** 1940  
**PARCEL NO:**

- A. Water is used under: Riparian claim  Pre 1914 right \_\_\_\_\_ Other (explain); \_\_\_\_\_
- B. Year of first use (Please provide if missing above) \_\_\_\_\_
- C. Amount of Use – Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: Gallons \_\_\_\_\_ Acre-feet  Other \_\_\_\_\_

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
1996	13	4	2	14	13	7	3	3	1	0	0	0	60
1997	4	5	4	2	0	0	0	0	0	0	0	0	15
1998	0	0	0	0	0	0	0	0	0	0	0	0	0

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic

Other (specify) \_\_\_\_\_

- E. Changes in Method of Diversion – Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

- F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Describe any water conservation efforts you may have started: \_\_\_\_\_

b. \_\_\_\_\_

c. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg)

2. Water quality and wastewater reclamation

a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO \_\_\_\_\_

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversions and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

Statement of Water Diversions and Use must be filed by riparian and per 1914 appropriative water users. The filing of a statement (1) provides record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

An appropriate right is required for use of water on nonirrigable land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian user must share the water supply with other users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, or return flows from use of groundwater.

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

#### ITEM CONTINUATION

If there is insufficient space for your answers, please use the space provided below.

COMPANY NAME: *Montecito Water District*  
 PRINTED NAME: *C. Charles Evans* (first name) *C. Charles Evans* (middle name) *Evans* (last name)  
 SIGNATURE: *C. Charles Evans*  
 DATE: *June 29, 1999* at *Santa Barbara*, California

I declare that the information in this report is true to the best of my knowledge and belief.

19 \_\_\_\_\_ (aff/mg) 19 \_\_\_\_\_ (aff/mg) 19 \_\_\_\_\_ (aff/mg) 19 \_\_\_\_\_ (aff/mg) 19

a. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 101.5 of the Water Code, please show the amounts of groundwater used:

b. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO \_\_\_\_\_

3. Conjunctive use of surface water and groundwater  
 19 \_\_\_\_\_ (aff/mg) 19 \_\_\_\_\_ (aff/mg) 19 \_\_\_\_\_ (aff/mg) 19 \_\_\_\_\_ (aff/mg)

b. If credit toward use under a claimed pre 1914 appropriative right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

b. If credit toward use under a claimed pre 1914 appropriative right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

P.O. BOX 2000, SACRAMENTO, CA 95812-2000  
 (916) 657-2100

STATE WATER RESOURCES CONTROL BOARD  
 DIVISION OF WATER RIGHTS

THE STATE OF CALIFORNIA

\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*\*

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S000355

OWNER OF RECORD: MONTECITO WATER DISTRICT

C CHARLES EVANS  
P O BOX 5037  
SANTA BARBARA, CA 93150-5037

SOURCE: FOX CREEK  
TRIBUTARY TO: SANTA YNEZ RIVER  
COUNTY: SANTA BARBARA  
DIVERSION  
WITHIN: 1/4 OF 1/4 SECTION 29, T5N, R25W, MDB&S.

TELEPHONE NUMBER:

(805) 969-2271

YEAR OF FIRST USE: 1940

PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995.

A. Water is used under: Riparian claim \_\_\_\_\_; Pre 1914 right ; Other (explain)  SEE ATT.

B. Year of first use (Please provide if missing above) \_\_\_\_\_.

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are:  Gallons  Acre-feet  (other) \_\_\_\_\_

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC	TOTAL ANNUAL
--	------	------	------	------	-----	------	------	------	-------	------	------	-----	--------------

1992	6	4	6	16	19	19	9	8	15	10	10	0	122
1993	0	0	0	2	14	16	10	14	15	14	15	9	109
1994	13	5	13	12	10	12	9	9	7	6	1	0	97

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 1,050 acres; Stockwatering \_\_\_\_\_; Domestic 12,000

Other (specify) \_\_\_\_\_

\*\*\* CONTINUE ON BACK PAGE \*\*\*

"Appropriation of Water in California"  
"Water Rights for Stockponds Constructed Prior to 1969"  
"Information Pertaining to Water Rights in California"  
"Statement of Water Division and Use"

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

Statements of Water Division and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

An appropriate right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

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There are two principal types of surface water rights in California. They are riparian and appropriative rights.

#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

COMPANY NAME: Mountain Water Utility  
(FIRST NAME) M. NAME (LAST NAME)  
PRINTED NAME: C. Charles Evans  
SIGNATURE: C. Charles Evans  
DATED: June 1, 1995, at Santa Barbara, California

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

NA

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. New pump, enlarged diversion dam, location of diversion, etc.)

None

S 305

STATE OF CALIFORNIA  
THE RESOURCES AGENCY  
STATE WATER RIGHTS BOARD

STATEMENT OF WATER DIVERSION AND USE

This statement should be typewritten or legibly written in ink.

A. Name of person diverting water MONTECITO COUNTY WATER DISTRICT

Address 583 SAN YSIDRO ROAD, SANTA BARBARA, CALIFORNIA 93103

B. Name of body of water at point of diversion MORRIS CREEK

Tributary to SANTA YNEZ RIVER

C. Place of diversion 1/4 1/4 Section 29, Township 5 N., Range 25 W., SB BM.

County, or locate it on sketch of section grid on reverse side with regard to section lines or prominent local landmarks.

D. Name of works MORRIS CREEK DIVERSION

E. Capacity of diversion works 100

Capacity of storage reservoir.....

State quantity of water used each month in gallons or acre-feet

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total	
													Annual	
:	:	:	:	:	:	:	:	:	:	:	:	:	:	:

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc.

Maximum annual water use in recent years 161

Minimum annual water use in recent years 32

Type of diversion facility: gravity  , pump \_\_\_\_\_

Method of measurement: weir \_\_\_\_\_, flume \_\_\_\_\_, electric power meter \_\_\_\_\_, water meter \_\_\_\_\_, estimate

F. Purpose of use (what water is being used for) IRRIGATION, DOMESTIC, MUNICIPAL

G. General description or location of place of use (use sketch of section grid on reverse side if you desire) MCWD comprises an unincorporated community adjacent to and east of boundary of City of Santa Barbara extending easterly along coastline approximately five miles and from coast northerly approximately two miles encompassing an area of 8079 acres.

H. Year of first use as nearly as known 1940

I. Name of person filing statement DELBERT D. SMITH

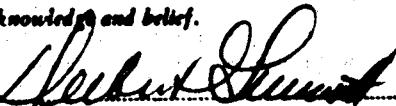
Position GENERAL MANAGER Organization MONTECITO COUNTY WATER DISTRICT

Address 583 SAN YSIDRO ROAD, SANTA BARBARA, CALIFORNIA 93103

*BY DELBERT D. SMITH  
GENERAL MANAGER*

I certify that the foregoing statements are true and correct to the best of my knowledge and belief.

Date signed March 1, 1967

Signature 

See Instructions on Reverse Side

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 DIVERSION

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WITHIN: ¼ OF ¼ SECTION 29, T5N, R25W, SB&M.

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1994	13	5	13	12	10	12	9	9	7	6	1	0	97
1995	0	0	0	0	0	0	15	12	13	14	14	11	79

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NA

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DATED: June 28, 19 96, at Montecito

SIGNATURE: C. Charles Evans

PRINTED NAME: C CHARLES EVANS  
 (FIRST NAME) (M. NAME) (LAST NAME)

COMPANY NAME: MONTECITO WATER DISTRICT

See back of page for General Information. If there is insufficient space for your answers,  
 please number them in the space provided on the back of this form.

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#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA